

**1** SCOTT N. SCHOOLS, SC SBN 9990  
United States Attorney  
**2** JOANN M. SWANSÖN, CSBN 88143  
Assistant United States Attorney  
**3** Chief, Civil Division  
ILA C. DEISS, NY SBN 3052909  
**4** Assistant United States Attorney

5      450 Golden Gate Avenue, Box 36055  
6      San Francisco, California 94102  
6      Telephone: (415) 436-7124  
FAX: (415) 436-7169

## Attorneys for Respondents

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

12 ANITA PATEL, )  
13 Petitioner, )  
14 v. )  
15 ALBERTO GONZALES, in his official capacity, )  
Attorney General, United States Department of )  
Justice, et al., )  
16 )  
17 Respondents. )  
)

) No. C 07-2919 SI  
)

) **PARTIES' JOINT REQUEST TO BE**  
)

) **EXEMPT FROM FORMAL ADR**  
)

) **PROCESS**

19 Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute  
20 Resolution Procedures in the Northern District of California," or the specified portions of the ADR  
21 Unit's Internet site <[www.adr.cand.uscourts.gov](http://www.adr.cand.uscourts.gov)>, discussed the available dispute resolution  
22 options provided by the court and private entities, and considered whether this case might benefit  
23 from any of them. Here, the parties agree that referral to a formal ADR process will not be  
24 beneficial because this mandamus action is limited to plaintiff's request that this Court compel  
25 defendants to adjudicate the applications for adjustment of status. Given the substance of the  
26 action and the lack of any potential middle ground, ADR will only serve to multiply the  
27 proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c),  
28 the parties request the case be removed from the ADR Multi-Option Program and that they be

## Parties' Joint Request to be Exempt from ADR

C07-2919 SI

1 excused from participating in the ADR phone conference and any further formal ADR process.

2 Dated: October 3, 2007

Respectfully submitted,

3 SCOTT N. SCHOOLS  
United States Attorney

4

5

/s/

6 ILA C. DEISS  
Assistant United States Attorney  
7 Attorney for Respondents

8

9 Dated: October 3, 2007

/s/

10 MICHAEL CRAIG COX  
Attorney for Petitioner

11

12

**ORDER**

13

Pursuant to stipulation, IT IS SO ORDERED.

14

15 Date:

16 SUSAN ILLSTON  
17 United States District Judge

18

19

20

21

22

23

24

25

26

27

28